Notification on child labour

1648. PROF. M. SANKARALINGAM: Will the Minister of LABOUR be pleased to state:

(a) whether Government have published the revised notification regarding hazardous occupations/processes in the context of child labour:

(b) if so, the details thereof;

(c) if not, the list of the existing hazardous occupations/processes in connection with the child labour;

(d) whether Government have taken any action against such hazardous industries which have taken help of children for running their businesses during the last two years; and

(e) if so, the details thereof, and if not, the reasons therefor?

THE MINISTER OF STATE IN THE MINISTRY OF LABOUR (SHRI VIJAY GOEL): (a) and (b) The Government have last revised the schedule to the Child Labour (Prohibition & Regulation) Act, 1986 *vide* notification dated 10th May 2001 bringing total number of Occupations and Processes to 13 and 57 respectively. List of Occupations and Processes is at Statement (*See* below).

(c) Does not arise.

(d) and (e) Appropriate Government are responsible for enforcement of the Child Labour (P&R) Act, 1986. Employers found employing children in occupations and processes prohibited under the Act are prosecuted under the provisions of the Act. During the last two years i.e. 2000-01 and 2001-02, 24985 inspections were carried out and prosecutions launched in 99 cases resulting in 13 convictions.

Statement

List of hazardous Occupations and Processes in context of Child Labour

THE SCHEDULE

(*See Sec.* 3)

PART A

Occupations

Any occupation concerned with:—

(1) Transport of passengers, goods or mails by railways;

(2) Cinder picking, clearing of an ash pit or building operation in the railway premises;

(3) Work in a catering establishment at a railway station, involving the movement of a vendor or any other employee of the establishment from the one platform to another or in to or out of a moving train;

(4) Work relating to the construction of a railway station or with any other work where such work is done in close proximity to or between the railway lines;

(5) A port authority within the limits of any port;

*(6) Work relating to selling of crackers and fireworks in shops with temporary licenses;

#(7) Abattoirs/Slaughter House;

$(8) Automobile workshops and garages;

(9) Foundries;

(10) Handling of toxic or inflammable substances or explosives;

(11) Handloom and power loom industry;

(12) Mines (underground and under water) and collieries;

(13) Plastic units and fiberglass workshops.

PART B
Processes

(1) Beedi-making.

(2) Carpet-weaving.

(3) Cement manufacture, including bagging of cement.

(4) Cloth printing, dyeing and weaving.

(5) Manufacture of matches, explosives and fire-works.

(6) Mica-cutting and splitting.

(7) Shellac manufacture.

(8) Soap manufacture.

(9) Training.

(10) Wool-cleaning.

(11) Building and construction industry.

*(12) Manufacture of slate pencils (including packing).

*(13) Manufacture of products from agate.

*(14) Manufacturing processes using toxic metals and substances such as lead, mercury, manganese, chromium, cadmium, benzene, pesticides and asbestos.

#(15) "Hazardous processes" as defined in Sec. 2 (cb) and 'dangerous operation' as notices in rules made under section 87 of the Factories Act, 1948 (63 of 1948).

#(16) Printing as defined in Section 2(K) (iv) of the Factories Act, 1948 (63 of 1948).

#(17) Cashew and cashewnut descaling and processing.

#(18) Soldering processes in electronic industries.

$(19) 'Aggarbatti' manufacturing.

(20) Automobile repairs and maintenance including processes incidental thereto namely, welding, lathe work, dent beating and painting.

(21) Brick kilns and Roof tiles units.

(22) Cotton ginning and processing and production of hosiery goods.

(23) Detergent manufacturing.

(24) Fabrication workshops (ferrous and non ferrous)

(25) Gem cutting and polishing.

(26) Handling and chromite and manganese ores.

(27) Jute textile manufacture and coir making.

(28) Lime Kilns and Manufacture of Lime.

(29) Lock Making.

(30) Manufacturing processes having exposure to lead such as primary and secondary smelting, welding and cutting of lead-painted metal constructions, welding of galvanized organic silicate, polyvinyl chloride, mixing (by hand) of crystal glass mass, sanding or scraping of lead paint, burning of lead in enameling workshops, lead mining, plumbing, cable making, wiring patenting, lead casting, type founding in printing shops. Store type setting, assembling of cars, shot making and lead glass blowing.

(31) Manufacture of cement pipes, cement products and other related work.

(32) Manufacture of glass, glass ware including bangles, florescent tubes, bulbs and other similar glass products.

(33) Manufacture of dyes and dye stuff.

(34) Manufacturing or handling of pesticides and insecticides.

(35) Manufacturing or processing and handling of corrosive and toxic substances, metal cleaning and photo engraving and soldering processes in electronic industry.

(36) Manufacturing of burning coal and coal briquettes.

(37) Manufacturing of sports goods involving exposure to synthetic materials, chemicals and leather.

(38) Moulding and processing of fiberglass and plastic.

(39) Oil expelling and refinery.

(40) Paper making.

(41) Potteries and ceramic industry.

(42) Polishing, moulding, cutting, welding and manufacturing of brass goods in all forms.

(43) Processes in agriculture where tractors, threshing and harvesting machines are used and chaff cutting.

(44) Saw mill-all processes.

(45) Sericulture processing.

(46) Skinning, dyeing and processes for manufacturing of leather and leather products.

(47) Stone breaking and stone crushing.

(48) Tobacco processing including manufacturing of tobacco, tobacco paste and handling of tobacco in any form.

(49) Tyre making, repairing, re-treading and graphite benefication.

(50) Utensils making, polishing and metal buffing.

(51) 'Zari' making (all processes)'.

@(52) Electroplating.

(53) Graphite powdering and incidental processing.

(54) Grinding or glazing of metals.

(55) Diamond cutting and polishing.

(56) Extraction of slate from mines.

(57) Rag picking and scavenging.

(a) for item (2), the following item shall be substituted, namely:—

"(2) carpet weaving including preparatory and incidental process thereof".

(b) for item (4) the following item shall be substituted, namely:—

"(4) cloth printing, dyeing and weaving including processes preparatory and incidental thereto."

(c) for item (11) the following shall be substituted, namely:—

"(11) Building and Construction Industry including processing and polishing of granite stones".

* Ins. by Notification No. S.O. 404(E) dated the 5th June, 1989 published in the Gazette of India, Extraordinary.

Ins. by Notification No. S.O. 263 (E) dated 29th March, 1994 published in the Gazette of India, Extraordinary.

$ Ins. Sr. No. 8-13 in Part A and Sr. No. 19-51 in Part B by Notification No. S.O. 36 (E) dated 27th January, 1999 published in the Gazette of India Extraordinary.

@ Ins. Sr. No. 52-57 Part B by notification No. S.O. 397 (E) dated the 10th May, 2001 published in the Gazette of India, Extraordinary.

Growth of labour force

1649. SHRI NILOTPAL BASU: Will the Minister of LABOUR be pleased to state:

(a) the growth of labour force in the organised and the un-organised sectors during the last four years, State-wise;

(b) whether this rate is more than the annual rate of growth during the same period and the other comparative details arising thereof; and

(c) the net employment generation during the period, year - wise and State-wise?

THE MINISTER OF STATE IN THE MINISTRY OF LABOUR (SHRI VIJAY GOEL): (a) to (c) State-wise estimates of employment in organised & unorganised sectors, growth rate of employment and growth rate of Gross Domestic Product during 1994—2000 are given in the Statement (*See* below).